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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

5 UNITED STATES OF AMERICA,
6 Plaintiff,
7 vs.
8 ANTOINE MOUTON
9 Defendant.

Case No.: 3:12-cr-00049-GMN-NJK

**STIPULATION TO CONTINUE
REVOCATION HEARING**

(Fourth Request)

10 IT IS HEREBY STIPULATED by and between ANTOINE MOUTON, Defendant, by and
through his counsel KENDALL S. STONE, ESQ, and the United States of America, DAVID
11 KIEBLER, Assistant United States Attorney, that revocation hearing in the above-captioned matter
currently scheduled for October 16, 2024 at the hour of 10:30 AM, be vacated and continued to time
convenient to the Court but no sooner than sixty days or to a date and time to be set by this
12 Honorable Court.

13 The Stipulation is entered into for the following reasons:

14 1. That one of the violations alleged in the petition is a new law violation that may have an effect
on any proposed resolution or negotiation in this matter.

15 2. That the charge stemming out of the new law violation is set for November 18, 2024.

16 3. That counsel for Mr. Mouton and counsel for the government have been discussing potential
negotiations that would take into account all three pending matters.

4. That counsel for Mr. Mouton needs additional time to review the new offer with Mr. Mouton and discuss the pending revocation matters with Mr. Mouton to prepare for either a hearing or resolution.
5. That Defendant is incarcerated and has no objection to the continuance.
6. That Counsel for the Government has no objection to the continuance.
7. Denial for this request for continuance would deny the parties herein time and the opportunity within which to effectively and thoroughly research and prepare for the hearing in this case, taking into account the exercise of due diligence.
8. Additionally, denial of this request for continuance would result in a miscarriage of justice.
9. For all the above-stated reasons, the ends of justice would best be served by a continuance of the revocation date.

This is the fourth stipulation to continue filed herein.

DATED this 9th day of October 2024.

PITARO & FUMO, CHTD.

UNITED STATES ATTORNEY

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/s/

KENDALL S. STONE, ESQ.
601 LAS VEGAS BOULEVARD,
LAS VEGAS, NEVADA 89101
ATTORNEY FOR DEFENDANT
ANTOINE MOUTON

DAVID KIEBLER
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1 UNITED STATES OF AMERICA,) Case No.: 3:12-cr-00049-GMN-NJK
2 Plaintiff,)
3 v.) FINDINGS OF FACT AND
4 ANTOINE MOUTON,) CONCLUSIONS OF LAW
Defendant.) (Fourth Request)

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6 **FINDINGS OF FACT**

7 Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court
finds:

- 8 1. That one of the violations alleged in the petition is a new law violation that may have an effect
on any proposed resolution or negotiation in this matter.
- 9 2. That the charge stemming out of the new law violation is set for November 18, 2024.
- 10 3. That counsel for Mr. Mouton and counsel for the government have been discussing potential
negotiations that would take into account all three pending matters.
- 11 4. That counsel for Mr. Mouton needs additional time to review the new offer with Mr. Mouton
and discuss the pending revocation matters with Mr. Mouton to prepare for either a hearing or
resolution.
- 12 5. That Defendant is incarcerated and has no objection to the continuance.
- 13 6. That Counsel for the Government has no objection to the continuance.
- 14 7. Denial for this request for continuance would deny the parties herein time and the
opportunity within which to effectively and thoroughly research and prepare for the hearing
in this case, taking into account the exercise of due diligence.
- 15 8. Additionally, denial of this request for continuance would result in a miscarriage of justice.

9. For all the above-stated reasons, the ends of justice would best be served by a continuance of the revocation date.

This is the fourth stipulation to continue filed herein.

CONCLUSIONS OF LAW

Denial of this request would deny the parties herein the opportunity to effectively and thoroughly prepare for the revocation hearing.

Additionally, denial of this request for continuance could result in a miscarriage of justice.

ORDER

IT IS ORDERED that the revocation hearing currently scheduled for October 16, 2024 at the hour of 10:30 AM, be vacated and continued to this 17th day of December, 2024, at the hour of 9:00 a.m. in Courtroom 7D.

DATED this 9 of October , 2024.

U.S. DISTRICT JUDGE